

### **Listing of the Claims**

Below is a listing of the pending claim in the application:

1-20. (cancelled)

21. (previously presented) A method for operating a television apparatus, the method comprising steps of:

requesting, via said television apparatus, first program guide data;

initiating, via said television apparatus, acquisition of said first program guide data in response to said request, wherein if a broadcaster provides second program guide data to said television apparatus without being requested by said television apparatus while said television apparatus is acquiring said first program guide data, said television apparatus uses said second program guide data instead of said first program guide data; and

enabling, via said television apparatus, display of a banner including information for a future program in response to one of said first program guide data and said second program guide data.

22. (previously presented) The method of claim 21, wherein said requesting step is automatically performed a predetermined time period before a detected end time of a currently tuned program.

23. (previously presented) The method of claim 21, wherein said banner includes at least one of: a title of said future program, a starting time of said future program, and a duration of said future program.

24. (previously presented) The method of claim 23, wherein said future program is a next program on a currently tuned channel.

25. (previously presented) The method of claim 21, wherein said second program guide data includes an updated electronic program guide.

26. (previously presented) The method of claim 22, wherein said predetermined time period is selected by a user of said television apparatus.

27. (previously presented) The method of claim 21, further comprised of said television apparatus performing steps of:

determining if said banner is currently displayed in response to receiving said second program guide data;

enabling display of said banner using said second program guide data in response to determining that said banner is not currently displayed; and

updating said banner using said second program guide data in response to determining that said banner is currently displayed.

28. (previously presented) A television apparatus, comprising:

means for tuning a program on a channel;

means for requesting first program guide data and initiating acquisition of said first program guide data in response to said request, wherein if a broadcaster provides second program guide data to said television apparatus without being requested by said television apparatus while said television apparatus is acquiring said first program guide data, said television apparatus uses said second program guide data instead of said first program guide data; and

means for enabling display of a banner including information for a future program on said channel in response to one of said first program guide data and said second program guide data.

29. (previously presented) The television apparatus of claim 28, wherein said request for said first program guide data is automatically made a predetermined time period before a detected end time of a currently tuned program on said channel.

30. (previously presented) The television apparatus of claim 28, wherein said banner includes at least one of: a title of said future program, a starting time of said future program, and a duration of said future program.

31. (previously presented) The television apparatus of claim 28, wherein said future program is a next program on said channel.

32. (previously presented) The television apparatus of claim 28, wherein said second program guide data includes an updated electronic program guide.

33. (previously presented) The television apparatus of claim 29, wherein said predetermined time period is selected by a user of said television apparatus.

34. (previously presented) The television apparatus of claim 33, wherein:  
said requesting means determines if said banner is currently displayed in response to said television apparatus receiving said second program guide data;  
said banner is displayed using said second program guide data in response to said requesting means determining that said banner is not currently displayed; and  
said banner is updated using said second program guide data in response to said requesting means determining that said banner is currently displayed.

35. (previously presented) A television apparatus, comprising:  
a tuner operative to tune a program on a channel; and  
a controller operative to request first program guide data and enable acquisition of said first program guide data in response to said request, wherein if a broadcaster provides second program guide data to said television apparatus without being requested by said television apparatus while said television apparatus is acquiring said first program guide data, said television apparatus uses said second program guide data instead of said first program guide data, and wherein a banner including information for a future program on said channel is automatically displayed in response to one of said first program guide data and said second program guide data.

36. (previously presented) The television apparatus of claim 35, wherein said request for said first program guide data is automatically made a predetermined time period before a detected end time of a currently tuned program on said channel.

37. (previously presented) The television apparatus of claim 35, wherein said banner includes at least one of: a title of said future program, a starting time of said future program, and a duration of said future program.

38. (previously presented) The television apparatus of claim 35, wherein said second program guide data includes an updated electronic program guide.

39. (previously presented) The television apparatus of claim 36, wherein said predetermined time period is selected by a user of said television apparatus.

40. (previously presented) The television apparatus of claim 39, wherein:  
said controller determines if said banner is currently displayed in response to said television apparatus receiving said second program guide data;  
said banner is displayed using said second program guide data in response to said controller determining that said banner is not currently displayed; and  
said banner is updated using said second program guide data in response to said controller determining that said banner is currently displayed.